

# Notice of Allowability

Application No.

09/764,152

Examiner

Jerome Grant II

Applicant(s)

KUNO ET AL

Art Unit

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## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to \_\_\_\_\_.
2. ☒ The allowed claim(s) is/are 1-16.
3. ☒ The drawings filed on 19 January 2001 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date 1-21-2005
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

JEROME GRANT II  
PRIMARY EXAMINER

### **Reasons for Allowance**

**1.**

**Claims 1-6 and 14 are allowed for the reason the prior art does not teach or suggest in claimed combination, "... both of the upstream profile and downstream provide corresponding to characteristics of an image recording device and being used to process image data that is used for recording images on a recording medium by the image recording device, the upstream profile being used for performing a prior process on the image data and the downstream profile being used for performing a subsequent processing the image data already processed by the prior process and .. processing image data using the prepared downstream profile, by controlling the image recording device to record the processed image data on a recording medium, by examining a recorded result, and by judging whether the downstream profile has been properly prepared based on the examined result..."**

**Claims 7-12 and 15 are allowed for the reason the prior art does not teach or suggest in claimed combination, "... both of the upstream profile and the downstream profile corresponding to characteristics of an image recording device and being used to process image data that is used for recording images on a recording medium by the image recording device, , the upstream profile being used for performing a prior process on the image data and the downstream profile being used for performing a**

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subsequent process on the image data already processed by the prior process.. and by processing image data using the prepared downstream profile by controlling the image recording device to record the processed image data on a recording medium, by examining a recorded result, and by judging whether the downstream profile has been properly prepared based on the examined result....”

Claims 13 and 16 are allowed for the reason the prior art does not teach or suggest in claimed combination, “... both of the upstream profile and the downstream profile corresponding to characteristics of an image recording device and being used to process image data that is used for recording images on a recording medium by the image recording device, the upstream profile being used for performing a prior process on the image data and the downstream profile being used for performing a prior process on the image data and the downstream profile being used for performing a subsequent process on the image data already processed by the prior process... processing image data using the prepared downstream profile, by controlling the image recording device to record the processed image data on a recording medium, by examining a recorded result, and by judging whether or not the downstream profile has been properly prepared based on the examined result....”

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jerome Grant II whose telephone number is 703-305-4391. The examiner can normally be reached on Mon.-Fri. from 9:00 to 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kimberly A Williams, can be reached on 703-305-4863. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
JEROME GRANT II  
PRIMARY EXAMINER

**J. Grant II**